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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
GREAT FALLS DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JAMES KIRBY KING,

Defendant.

Case No. CR 23-98-GF-BMM

UNOPPOSED
MOTION FOR
POSTPONEMENT OF TRIAL
AND EXTENSION OF ALL
PRETRIAL DEADLINES

James Kirby King, the Defendant, by and through his attorneys,
Anthony R. Gallagher and Larry D. Mansch, hereby moves this Honorable

Court to continue his case at least 120 days beyond the present trial date of December 27, 2023, to after April 25, 2024, and to reset all pretrial deadlines accordingly. Postponement is required to avoid unfair prejudice.

Pursuant to Local Rule, the United States has been contacted. The Government, by Assistant U.S. Attorney Ryan G. Weldon, does not oppose this Motion or requested relief. If the Court nevertheless determines a hearing is required, it should consume less than 30 minutes of Court time.

Mr. King understands his right to a speedy trial under the Speedy Trial Act and the United States Constitution. He waives his statutory and constitutional speedy trial rights to allow his defense team adequate time to prepare for trial. Because of the issues to be litigated and the number of potential witnesses to be examined, trial may consume at least four days.

Although unopposed, in accord with the local rule a Memorandum has been contemporaneously filed with this Motion discussing factors supporting Mr. King's request for additional time.

RESPECTFULLY SUBMITTED this 27th day of October 2023.

/s/ Anthony R. Gallagher

/s/ Larry D. Mansch

Attorneys for Defendant

CERTIFICATE OF SERVICE

I hereby certify that on October 27, 2023, a copy of the foregoing document was served on the following persons by the following means:

<u>1, 2</u>	CM-ECF
<u>3</u>	Mail

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|----|--|----|-------------------------------|
| 1. | CLERK, U.S. DISTRICT COURT | 3. | JAMES KIRBY KING
Defendant |
| 2. | AMANDA L. MYERS
RYAN G. WELDON
Assistant U.S. Attorneys
Counsel for United States | | |

/s/ Anthony Gallagher